

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 12, 2021, WITH THE FOLLOWING MEMBERS PRESENT: CLAIRE B. CORCORAN, PRESIDENT, DAVID L. PAINTER, VICE PRESIDENT AND, BONNIE J. BATCHLER, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW THAT THE MAY 12, 2021 REGULAR SESSION WAS VIDEO RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. IN ADDITION, THE REGULAR SESSION IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <https://www.youtube.com/user/clermontcounty/playlists>

IN RE: MINUTES OF REGULAR SESSION...APPROVED

Moved by Commissioner Painter, seconded by Commissioner Batchler,

To approve the minutes of Regular Session of 05/10/2021.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

CONSENT AGENDA

LET THE RECORD SHOW: COMMISSIONER CORCORAN STATED THAT A CONSENT AGENDA HAS BEEN PREPARED FOR THE BOARD OF COUNTY COMMISSIONERS AND REQUESTED WHETHER ANY BOARD MEMBER WANTED ANY ITEMS REMOVED FOR FURTHER DISCUSSION AND CONSIDERATION AND UPON HEARING NONE:

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendations:

1. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...OHIO DEPARTMENT OF JOB AND FAMILY SERVICES (ODJFS) TITLE IV-E CHILD PLACEMENT AGREEMENT AND ADDENDA THERETO, CONSISTING OF AMENDMENT NUMBERS 1 THROUGH 3, WITH OhioMHAS-CINCINNATI CHILDREN'S COLLEGE HILL CAMPUS, AKA CHILDREN'S HOSPITAL MEDICAL CENTER, FOR THE PROVISION OF RESIDENTIAL TREATMENT SERVICES FOR SAME...21-0503-009...APPROVED

Recommendation of Thomas J. Eigel, County Administrator, to authorize Timothy Dick, Director, Department of Job and Family Services, to execute an Ohio Department of Job and Family Services (ODJFS) Title IV-E Child Placement Agreement and Addenda thereto, consisting of Amendment Numbers 1 through 3, by and between the County of Clermont, Ohio, and OhioMHAS - Cincinnati Children's College Hill Campus, aka Children's Hospital Medical Center, 3333 Burnet Avenue, Cincinnati, Ohio 45229, operating a Residential Care facility at 5642 Hamilton Avenue, Cincinnati, Ohio 45224, for the provision of residential treatment services for children referred by the Department of Job and Family Services and/or Clermont County

Juvenile Court, at the rate of \$454.82 per day, effective 07/01/2021 through 06/30/2022, pursuant to and in compliance with the terms and conditions specified therein, and contingent upon the release and receipt of a current Ohio Bureau of Workers’ Compensation Certificate of Employer’s Right to Pay Compensation Directly, a current Certificate of Liability Insurance, as well as, the required purchase order in concert with Requisition Number 00002562-00 dated 4/29/2021 relative thereto.

2. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR CALENDAR YEAR 2021...APPROVED

Recommendation of Mary K. Rains, Director, Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation (**Resolution Number 191-20**) for Calendar Year 2021, including legal level of control, and/or interfund transactions pursuant to Sections 5705.13 through 5705.14 of the Ohio Revised Code as outlined in the following table(s) and to authorize Linda L. Fraley, County Auditor, to properly record same:

CASH TRANSFER OF FUNDS FOR CALENDAR YEAR 2021

FROM: FUND - OBJECT - ACCOUNT	TO: FUND - OBJECT - ACCOUNT	AMOUNT
WATER REVENUE	WATER & SEWER COMBINED SERVICES	\$ 180,000.00
TRANSFERS OUT TO ENTERPRISE 6001 - 11 - 01 - 141000 - 700600 -	OPERATING TRF IN FROM ENTERPR. 6003 - 13 - 01 - 161000 - 480600 -	
SEWER REVENUE	WATER & SEWER COMBINED SERVICES	\$ 180,000.00
TRANSFERS OUT TO ENTERPRISE 6002 - 12 - 01 - 151000 - 700600 -	OPERATING TRF IN FROM ENTERPR. 6003 - 13 - 01 - 161000 - 480600 -	
GENERAL FUND	EMERGENCY MANAGEMENT AGENCY	\$ 110,450.00
TRANSFERS OUT TO SPEC REV 1000 - 04 - 01 - 034328 - 700200 -	OPERATING TRF IN FROM GEN FUND 2541 - 04 - 01 - 112000 - 480100 -	

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

NON-CONSENT AGENDA

3. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 063-21/PAYMENT OF BILLS...APPROVED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 063-21** resolving to approve payments to vendors **in the total amount of \$1,924,478.88** as set forth in the BCC Approval Invoice Report for Checks dated May 12, 2021, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on 05/10/2021, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

4. IN RE: COUNTY ENGINEER...CONTRACT FOR PUBLIC IMPROVEMENT MINOR PROJECTS WITH STRAWSER CONSTRUCTION INC. FOR THE 2021 CRACK SEAL PROGRAM IN CONCERT WITH THE ANNUAL MAINTENANCE OF COUNTY ROADS IN VARIOUS TOWNSHIPS...21-0427-004...EXECUTED

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeremy P. Evans, County Engineer, to execute a *Contract for Public Improvement Minor Projects* by and between the Board of County Commissioners of Clermont County, Ohio, and *Strawser Construction Inc.*, 1392 Dublin Road, Columbus, Ohio 43215 for the *2021 Crack Seal Program* in concert with the Annual Maintenance of County Roads in Various Townships and as more fully described in the Scope of Services identified as Exhibit A, attached thereto and made a part thereof, all of which is in conjunction with the Ohio Department of Transportation 101G-22 Purchasing Contract with Strawser Construction Inc. and fore which excerpts thereof are included herewith, *in an amount not to exceed \$149,950.02*, with said services to be completed within Calendar year 2021, pursuant to and in compliance with the terms and conditions set forth therein *and contingent upon the release of the required Purchase Order in concert with Requisition Number 00002465-00 dated 4/21/2021 relative thereto.*

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

5. IN RE: COUNTY AUDITOR...AMENDMENT #1 TO THE MEMORANDUM OF AGREEMENT WITH THE OHIO AUDITOR OF STATE, JULIAN & GRUBE, INC. AND CLERMONT COUNTY FOR THE ENGAGEMENT OF THE ANNUAL AUDIT FOR THE COUNTY OF CLERMONT, OHIO, FOR CALENDAR YEARS 2019 THROUGH 2023...19-1204-002...EXECUTED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County Commissioners approve the following recommendation:

Recommendation of Linda L. Fraley, County Auditor, to authorize Claire B. Corcoran, President of the Board of County Commissioners, to execute *Amendment #1* to the *Memorandum of Agreement* by and between Keith Faber, Ohio Auditor of State, 88 East Broad Street, Columbus, Ohio 43215, Julian & Grube, Inc., an Independent Public Accountant, 333 County Line Road, West, Westerville, Ohio 43082 and the Board of County Commissioners, Clermont County, Ohio, *for the addition of an Annual Audit of a third Federal Program*, previously ratified by the Board of County Commissioners on December 18, 2019, effective for the period of 01/01/2020 through 12/31/2024, *which represents an increase in the amount of \$1,750.00 annually for a total adjusted contract amount of \$392,000.00* with all other terms and conditions of the original referenced agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

6. IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...RESOLUTION 064-21 AMENDING THE AREA OF THE EXISTING CLERMONT COUNTY ENTERPRISE ZONE TO

INCLUDE BATAVIA AND PIERCE TOWNSHIPS IN THEIR ENTIRETY TO ACCOMMODATE THE RECENT CHANGES IN THE UNINCORPORATED AREAS OF SAID TOWNSHIPS DUE TO THE DISSOLUTION OF THE VILLAGE OF AMELIA...21-0429-003...ADOPTED

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael McNamara, Director, Department of Community and Economic Development, with the concurrence of Greg Bickford, Assistant County Administrator, and at the request of the Boards of Township Trustees of Batavia and Pierce Townships, Clermont County, Ohio, to adopt Resolution 064-21 resolving to amend the area of the existing Clermont County Enterprise Zone to include Batavia Township and Pierce Township, in their entirety, as a part of the Enterprise Zone and to authorize Claire B. Corcoran, President of the Board of County Commissioners, to execute a Petition for Enterprise Zone Certification to be submitted to the Director of the Ohio Development Services Agency for certification of Batavia Township, Goshen Township, Jackson Township, Miami Township, Monroe Township, Pierce Township, Stonelick Township, Tate Township, Union Township, Washington Township, Wayne Township, Williamsburg Township, Village of Batavia, Village of Neville, Village of Williamsburg and the entire portions of the cities of Loveland and Milford that lie within Clermont County, Ohio as outlined in Exhibits A and B, as an Enterprise Zone pursuant to Sections 5709.61 through 5709.69 of the Ohio Revised Code and further resolves that the Enterprise Zone theretofore certified by the Ohio Development Services Agency shall remain in full force and effect until such time as this Petition for Enterprise Zone certification has been duly issued by the Director of the Ohio Development Services Agency.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

7. IN RE: BOARD OF COUNTY COMMISSIONERS... ACCEPTANCE OF SETTLEMENT AND EXECUTION OF AN AUDIT SETTLEMENT AND RELEASE AGREEMENT BETWEEN OPTUMRX AND THE BOARD OF COUNTY COMMISSIONERS...21-0429-004...RATIFIED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County Commissioners approve the following recommendation:

Recommendation of Yvonne Smith, Benefits Coordinator, with the concurrence of Sandy Tahat, Human Resources Administrator, to accept the sum of \$1,976.12 as the full and final settlement of all Audit Matters, and to authorize Claire B. Corcoran, President of the Board of County Commissioners, to execute the Audit Settlement and Release Agreement by and between Clermont County and OptumRx, Inc., 1600 McConnor Parkway, Schaumburg, Illinois 60173 pertaining to the reimbursement of funds to the County's medical plan as a result of an internal audit of the 2019 Prescription Drug Plan, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

8. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR CALENDAR YEAR 2021...APPROVED

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Mary K. Rains, Director, Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 191-20 for Calendar Year 2021 pursuant to Ohio Revised Code Section 5705.40 as outlined in the following table and to authorize Linda L. Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR CALENDAR YEAR 2021

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
MOTOR VEHICLE AND GAS	Engineer - Roads	\$ 443,554.72
	OTHER EXPENSES	
	2601 - 03 - 09 - 514000 - 530000 -	
MOTOR VEHICLE AND GAS	Engineer	\$ 331,526.14
	OTHER EXPENSES	
	2601 - 03 - 09 - 511000 - 530000 -	

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

LET THE RECORD SHOW: COMMISSIONER CORCORAN STATED THAT THE BOARD HAD REACHED THE COUNTY STAFF/ELECTED OFFICIAL DISCUSSION SECTION OF THE AGENDA. SHE INQUIRED IF THERE WAS ANYONE THAT WOULD LIKE TO ADDRESS THE BOARD.

LET THE RECORD SHOW: Greg Bickford, Assistant County Administrator, stated that Wade Grabowski would like to address the Board in regards to Barret Paving using the parking lot across the street from the 911 center while working on an ODOT project on State Route 32 and Bauer Road.

LET THE RECORD SHOW: Wade Grabowski, Director, Facilities Management, explained to the Board that Barret Paving is working on a project and would like to use the overflow parking lot across from the 911 building to stage equipment. Mr. Grabowski added that Barret Paving has obtained a certificate of liability with the proper coverage listing the Clermont County Board of Commissioners as the certificate holder and a waiver release was drafted by the Prosecutor’s Office as an extra precaution. Mr. Grabowski asked for authorization from the Board for Greg Bickford or Tom Eigel to sign the document.

Commissioner Corcoran asked if a motion is needed to add this item for consideration to the agenda. Commissioner Painter asked Holly Cruey, Clerk of the Board, if this could be added on or if it needed to wait. Ms. Cruey explained that she has not reviewed the documents and is unaware of their contents. Mr. Grabowski stated that it can wait until next week in order to provide the Board with the proper paperwork. Mr. Grabowski added the project is due to begin in early June and last through mid-December.

LET THE RECORD SHOW: COMMISSIONER CORCORAN OPENED THE MEETING FOR BOARD MEMBER COMMENTS. NO ONE WISHED TO ADDRESS THE BOARD.

LET THE RECORD SHOW: A MOTION BY COMMISSIONER PAINTER AND SECONDED BY COMMISSIONER BATCHLER, TO GO INTO EXECUTIVE SESSION AT 10:16 A.M. PURSUANT TO SECTION 121.22 (G) (1) OF THE OHIO REVISED CODE TO CONSIDER THE EMPLOYMENT, PROMOTION OR COMPENSATION OF A PUBLIC EMPLOYEE OR MORE PUBLIC EMPLOYEES.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

LET THE RECORD SHOW: THE BOARD OF COUNTY COMMISSIONERS RETURNED FROM EXECUTIVE SESSION AND RESUMED REGULAR SESSION AT 10:43 A.M. WITH NO ACTION TAKEN AND NO DECISIONS MADE.

LET THE RECORD SHOW: A MOTION BY COMMISSIONER PAINTER AND SECONDED BY COMMISSIONER BATCHLER TO GO INTO RECESS AT 10:44 A.M. AND RETURN AT 11:00 A.M. FOR THE SCHEDULED PUBLIC HEARINGS.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS SCHEDULED AT 11:00 A.M. THIS DATE AND CALLED TO ORDER AT 11:00 A.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE REQUEST TO VACATE A PORTION OF IRETON TREES ROAD (T-39) SITUATED IN FRANKLIN TOWNSHIP PURSUANT TO AND IN COMPLIANCE WITH SECTION 5553.045 OF THE OHIO REVISED CODE AS REQUESTED BY THE BOARD OF FRANKLIN TOWNSHIP TRUSTEES. (21-0413-001)

THIS PUBLIC HEARING WAS VIDEO RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. IN ADDITION, THE PUBLIC HEARING IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT: <http://www.clermontcountyohio.gov/videos.aspx>

LET THE RECORD SHOW: CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW OF THE PROPERTY WHICH IS APPROXIMATELY 0.245 MILES. THE ADJOURNING PARCEL NUMBERS ARE 08-21-06K-086 OWNED BY DAVID & PATTI STROUB, 08-21-06K-077 OWNED BY JAMES JORDAN, 08-21-06K-085 OWNED BY KENNETH & STEPHANIE WARD AND 08-21-06K-087 OWNED BY CHRIS & JAN BEHM. IF THE BOARD APPROVES THE ROAD VACATION, THERE WILL BE NO REDUCTION IN THE MILEAGE REIMBURSEMENT AND WILL NOT CREATE ANY LANDLOCKED PARCELS. FRANKLIN TOWNSHIP WILL NO LONGER HAVE ANY PORTION OF IRETON TREES ROAD REMAINING IF THE BOARD APPROVES THIS ROAD VACATION.

JOSEPH MOONEY, ASSISTANT PROSECUTOR, CLERMONT COUNTY PROSECUTING ATTORNEY'S OFFICE, WAS PRESENT TO SWEAR IN ANY INDIVIDUAL WHO WOULD LIKE TO TESTIFY IN REGARDS TO THE PROPOSED ROAD VACATION.

NO ONE APPEARED IN FAVOR TO THE PROPOSED ROAD VACATION AND ONE INDIVIDUAL APPEARED IN OPPOSITION TO THE PROPOSED ROAD VACATION.

CHRIS HICKS OF 444 WOODWARD COURT, CINCINNATI, OHIO, STATED HE APPRECIATED THE OPPORTUNITY TO SPEAK AT THIS PUBLIC HEARING ABOUT VACATING PROPERTY ON IRETON TREES ROAD, BUT WANTED THE COMMISSIONERS TO KNOW ABOUT THE TWENTY OR SO CITIZENS THAT WERE LOCKED OUT OF THE MEETING WHO WANTED TO SPEAK ON OTHER ISSUES. MR. HICKS EXPRESSED HIS OPPOSITION OF THE BOARD TAKING ANY ACTIONS ON ROAD VACATIONS OR ANNEXATIONS, UNLESS STATUTORILY REQUIRED TO DO SO, UNTIL THE MEETINGS ARE OPENED UP TO THE PUBLIC. CITIZENS DON'T THINK THEY ARE ALLOWED TO BE AT THE MEETINGS AND TESTIFY AT PUBLIC HEARINGS

BECAUSE THEY HAVE BEEN LOCKED OUT FOR MORE THAN A YEAR. MR. HICKS STATED HE THINKS THE COMMISSIONERS ARE ALL VACCINATED AND ARE CREATING AN ILLUSION WITH THE MASKS AND PLEXIGLASS THAT THERE IS A BIG RISK BY LETTING THE PUBLIC COME INTO THE ROOM WHEN HE IS STANDING RIGHT THERE AND IS A TESTAMENT THERE IS NO RISK. MR. HICKS ADDED THE BOARD HAS CREATED A CULTURE IN CLERMONT COUNTY WHERE CITIZENS THINK THEY ARE NOT ALLOWED TO ADDRESS THEIR COMMISSIONERS AND THEY DON'T THINK THEY ARE ALLOWED TO COME TO HEARINGS AND TALK. MR. HICKS EXPRESSED THAT HE THINKS THEY SHOULD NOT APPROVE THE ROAD VACATION UNTIL THEY REOPEN MEETINGS AND MAKE IT CLEAR THAT CITIZENS ARE ALWAYS WELCOME TO COME AND ADDRESS THEIR COMMISSIONERS. IT IS ABSOLUTELY RIDICULOUS FOR CITIZENS TO SIT ACROSS THE HALL AND WATCH COUNTY EMPLOYEES COME INTO THE SESSION ROOM TO ADDRESS THE BOARD WHILE THEY HAVE TO WATCH SESSION IN THE "DEPLORABLE ROOM". MR. HICKS EXPLAINED HE FEELS THE COMMISSIONERS SHOULD NOT DO ANYTHING ELSE WITHOUT IT BEING LIVE STREAMED AND SHARED AND THAT AS FAR AS HE COULD TELL THE SESSIONS STOPPED BEING LIVE STREAMED IN APRIL OR SOMEONE IS DELETING THE VIDEOS. MR. HICKS ASKED THE BOARD TO END THE FARCE OF BEING THE ONLY BODY HE KNOWS OF IN CLERMONT COUNTY THAT IS STILL LOCKING CITIZENS OUT OF MEETINGS, WON'T LET THEM PUBLICLY PARTICIPATE AND STATED THAT IF THEY ARE WORRIED THAT CITIZENS ARE GOING TO GIVE THEM A DISEASE THAT WILL KILL THEM EVEN THOUGH THEY'RE VACCINATED, BETWEEN PLEXIGLASS AND WEARING MASKS, CITIZENS COULD PARTICIPATE FROM ACROSS THE HALL. A LOT OF PUBLIC BODIES HAVE PUBLIC PARTICIPATION OVER ZOOM AND UNTIL CITIZENS ARE ALLOWED BACK IN TO ADDRESS THE BOARD, ACTIVITIES LIKE ROAD VACATIONS ARE TAINTED. MR. HICKS RESPECTFULLY ASKED THE BOARD TO OPPOSE THE ROAD VACATION AND TAKE IT UP WHEN A CULTURE HAS BEEN SET IN CLERMONT COUNTY TO REOPEN MEETINGS AND WELCOMING CITIZENS BACK. MR. HICKS ASKED IF ANYONE WANTED TO ASK HIM ANY QUESTIONS WHILE HE IS UNDER OATH. COMMISSIONER CORCORAN INFORMED MR. HICKS THAT THIS IS HIS TIME TO SPEAK AND THERE WERE NO QUESTIONS.

IT WAS NOTED THAT NO OTHER CORRESPONDENCE WAS RECEIVED WITH REGARD TO THE PROPOSED ROAD VACATION.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF (1) ONE AGENDA ITEM TO THE REGULAR SESSION OF 05/12/2021...21-0104-004...APPROVED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County Commissioners approve the following recommendation:

Holly Cruey, Clerk of the Board, asked the Board to consider adding (1) one additional item to the agenda of the Regular Session of 05/12/2021 to include a Resolution to vacate a portion of Ireton Trees Road (T-39) in Franklin Township. Commissioner Corcoran asked for a motion to approve the additions to the agenda for today's Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 065-21/RESOLUTION DETERMINING TO VACATE A PORTION OF PORTION OF IRETON TREES ROAD (T-39) SITUATED IN FRANKLIN TOWNSHIP...21-0413-001...ADOPTED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County

Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 065-21** determining to vacate a portion of Ireton Trees Road (T-39) situated in Franklin Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.045 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS SCHEDULED AT 11:00 A.M. THIS DATE AND CALLED TO ORDER AT 11:27 A.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE REQUEST TO VACATE A PORTION OF IRETON TREES ROAD (T-39) SITUATED IN WASHINGTON TOWNSHIP PURSUANT TO AND IN COMPLIANCE WITH SECTION 5553.045 OF THE OHIO REVISED CODE AS REQUESTED BY THE CLERMONT COUNTY ENGINEERS OFFICE. (21-0406-002)

THIS PUBLIC HEARING WAS VIDEO RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. IN ADDITION, THE PUBLIC HEARING IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT: <http://www.clermontcountyohio.gov/videos.aspx>

LET THE RECORD SHOW: CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW OF THE PROPERTY WHICH IS APPROXIMATELY 0.041 MILES. THE ADJACENT PARCELS ARE 43-33-16E-024 OWNED BY DAVID & PATTI STRAUB AND 43-33-16E-060 OWNED BY CHRIS & JAN BEHM. IF THE BOARD APPROVES THE ROAD VACATION, THERE WILL BE NO REDUCTION IN THE MILEAGE REIMBURSEMENT AND WILL NOT CREATE ANY LANDLOCKED PARCELS.

JOSEPH MOONEY, ASSISTANT PROSECUTOR, CLERMONT COUNTY PROSECUTING ATTORNEY'S OFFICE, WAS PRESENT TO SWEAR IN ANY INDIVIDUAL WHO WOULD LIKE TO TESTIFY IN REGARDS TO THE PROPOSED ROAD VACATION.

NO ONE APPEARED IN FAVOR TO THE PROPOSED ROAD VACATION AND ONE INDIVIDUAL APPEARED IN OPPOSITION TO THE PROPOSED ROAD VACATION.

CHRIS HICKS OF 444 WOODWARD COURT, CINCINNATI, OHIO, PROVIDED TESTIMONY IN OPPOSITION TO THE ROAD VACATION AND SHARED HE DOESN'T THINK THE BOARD SHOULD BE DOING THINGS UNTIL CITIZENS ARE ALLOWED BACK IN THE SESSION ROOM. MR. HICKS APOLOGIZED FOR MISSTATING THE MEETING WAS NOT BEING LIVE STREAMED TODAY, BUT INTENDS TO LOOK FURTHER INTO THE MAY 05 SESSION BECAUSE HE DOES NOT BELIEVE THAT ONE WAS LIVE STREAMED AND THE VIDEO WAS EDITED AND UPLOADED MUCH LATER IN THE DAY. MR. HICKS EXPLAINED THAT HE THINKS THE CITIZENS OF CLERMONT COUNTY DO NOT THINK THEY ARE ALLOWED TO ADDRESS THE BOARD AND THAT IS WRONG, IT'S NOT CONSERVATIVE, IT'S NOT CONSISTENT WITH ANY OTHER COUNTY AROUND US AND IT'S NOT CONSISTENT WITH ANY OTHER PUBLIC BODY IN CLERMONT COUNTY THAT HE IS AWARE OF. HE FURTHER STATED THAT UNTIL THE BOARD REESTABLISHES OPEN ACCESS TO THE COMMISSIONERS, THEY SHOULD NOT BE APPROVING ANY OF THESE THINGS UNLESS ABSOLUTELY REQUIRED BY STATUTE SUCH AS WITH ANNEXATIONS WHERE THERE IS A TIME LIMIT. IT IS RIDICULOUS THAT IT HAS BEEN MORE THAN A YEAR AND PEOPLE DON'T THINK THEY ARE ALLOWED TO COME TO THESE MEETINGS AND THEY ARE NOT ALLOWED TO SPEAK TO THEIR COMMISSIONERS. THE MEETINGS ARE AT AN AWKWARD TIME FOR PEOPLE ANYWAY DUE TO WORK SCHEDULES THAT VERY

FEW ARE ABLE TO COME ADDRESS THE BOARD. MR. HICKS APOLOGIZED AGAIN FOR MISTAKENLY STATING THE MEETING WAS NOT BEING LIVESTREAMED TODAY AND REITERATED THAT HE OPPOSED THE VACATION OF IRETON TREES UNTIL CITIZENS FEEL THEY ARE WELCOME TO COME INTO THE SESSION ROOM AND VOICE THEIR OPINIONS.

COMMISSIONER PAINTER ASKED TO CLARIFY A FEW THINGS. HE ASKED DAVID SCHEIBENZUBER IF ALL OF THE MEETINGS HAVE BEEN LIVESTREAMED ON FACEBOOK AND MR. SCHEIBENZUBER ANSWERED YES. MR. PAINTER ALSO SHARED THAT HE IS NOT VACCINATED DUE TO HAVING HAD COVID-19 AND NOT BEING ELIGIBLE TO RECEIVE THE VACCINE FOR A CERTAIN AMOUNT OF TIME. MR. PAINTER ALSO EXPLAINED THAT NO ONE IS RESTRICTED FROM TALKING TO A COMMISSIONER AND THE OFFICE HAS BEEN OPEN FIVE DAYS A WEEK WITH ALL THREE COMMISSIONERS AVAILABLE TO THE PUBLIC. MR. PAINTER FURTHER STATED THAT NO ONE HAS EVER BEEN RESTRICTED FROM HAVING ACCESS TO A COMMISSIONER EITHER IN PERSON, BY TELEPHONE, TEXT MESSAGE OR EMAIL. A PERFECT EXAMPLE IS MR. HICKS, WHO WAS ABLE TO WALK RIGHT INTO THE OFFICE YESTERDAY AND SPEAK DIRECTLY WITH COMMISSIONER CORCORAN IN HER OFFICE. MR. PAINTER ADDED THAT MR. HICKS CONTINUES TO PUT OUT HIS NEGATIVE NARRATIVE AND STATED FACTS TODAY THAT WEREN'T TRUE.

IT WAS NOTED THAT NO OTHER CORRESPONDENCE WAS RECEIVED WITH REGARD TO THE PROPOSED ROAD VACATION.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 11:21 A.M. LOCAL TIME.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF (1) ONE AGENDA ITEM TO THE REGULAR SESSION OF 05/12/2021...21-0104-004...APPROVED

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Greg Bickford, Assistant County Administrator, asked the Board to consider adding (1) one additional item to the agenda of the Regular Session of 05/12/2021 to include a Resolution to vacate a portion of Ireton Trees Road (T-39) in Washington Township. Commissioner Corcoran asked for a motion to approve the additions to the agenda for today's Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 066-21/RESOLUTION DETERMINING TO VACATE A PORTION OF PORTION OF IRETON TREES ROAD (T-39) SITUATED IN WASHINGTON TOWNSHIP...21-0406-002...ADOPTED

Moved by Commissioner Painter, seconded by Commissioner Batchler, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 066-21** determining to vacate a portion of Ireton Trees Road (T-39) situated in Washington Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.045 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

IN RE: ADJOURNMENT...APPROVED

Moved by Commissioner Painter, seconded by Commissioner Batchler,

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 11:21 A.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Batchler, Yes; Commissioner Corcoran, Yes.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

CLAIRE B. CORCORAN, PRESIDENT

DAVID L. PAINTER, VICE PRESIDENT

BONNIE J. BATCHLER, MEMBER

HOLLY CRUEY, CLERK OF THE BOARD

05/19/2021
DATE APPROVED